

## ATTORNEY DOCKET NO. HAR66 813 DIV 1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Patent Application of Robert B. FOSTER, Jr. et al.

Serial No.: 09/434,832

Art Unit: 2667

Filed: November 5, 1999

Examiner: Kwang B. Yao

Title: SYSTEM AND METHOD FOR BROADBAND MILLIMETER WAVE DATA

**COMMUNICATION** 

RECEIVED

**TRANSMITTAL** 

SEP 2 3 2004

Technology Center 2600

The Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is a Response to Election/Restriction Requirement for the above-identified Application.

If a Petition for an Extension of Time is necessary for the paper transmitted herewith to be timely filed, this transmittal is to be considered as a petition to extend the response period by the amount of time needed for the paper to be timely filed.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 04-1679.

## A duplicate of this sheet is enclosed.

Respectfully submitted,

Mark C. Comtois

Reg. No. 46,285

L. Lawton Rogers, III

Reg. No. 24,302

D. Joseph English

Reg. No. 42,514

Patrick D. McPherson

Reg. No. 46,255

DUANE MORRIS LLP 1667 K Street, N.W., Suite 700 Washington, DC 20006

Telephone: (202) 776-7800 Telecopier: (202) 776-7801

Dated: September 20, 2004